

II. REMARKS

Claims 1-11 and 13-16 have been rejected under 35 U.S.C. 103 as being obvious over Jones in view of Braund. The Applicant respectfully disagrees.

Jones fails to disclose or suggest the features recited in Claim 1. In the Action, the Examiner appears to agree, and has combined Jones (at least because Jones fails to disclose or suggest a method wherein short-range transceivers are used in the headset and the master/communication unit for wireless communication between the headset and the master/communication unit) with Braund in order to form the rejection of Claim 1 and 2-11 and 13-16.

Appended hereto is a Declaration under 37 C.F.R. 1.131, and exhibit(s) A, which establishes that conception of the invention in the instant application occurred (at least as early as September 1, 1999) before the effective (filing) date, April 7, 2000, of the Braund reference, coupled with due diligence from prior to said date to subsequent filing (on May 26, 2000) of the priority application (FI 20001274) from which the instant application claim priority.

Hence, as the Applicant has sworn behind Braund, it is not valid prior art with respect to the instant application. Accordingly, Claims 1-16 are patentable (Braund had been used to form the basis of the rejection in all pending claims (1-16)).

For all of the foregoing reasons, it is respectfully submitted that all of the claims now present in the application are clearly novel and patentable over the prior art of record, and are in



proper form for allowance. Accordingly, favorable reconsideration and allowance is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

Please charge the amount of \$420.00 for a 2 month extension of time to Deposit Account 16-1350. The Commissioner is hereby authorized to charge payment for any other fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,

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7/6/04 Technology Center 2600
Date

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date indicated below as first class mail in an envelope addressed to the Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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